

COMMONWEALTH OF MASSACHUSETTS

THIS IS NOTICE OF THE REGULARLY SCHEDULED MEETING OF THE
BOARD OF REGISTRATION IN NURSING

Wednesday June 13, 2012
9 a.m. to 2 p.m.

239 Causeway Street ~ 4th Floor ~ Room 417A
Boston, Massachusetts 02114

Agenda
6/7/2012 11:04 AM

Time	Item #	Item	Exhibits	Staff Contact
9:00 a.m.	I.	Call to Order and Introductions		
	II.	Approval of Agenda	Agenda	
	III.	Adjudicatory Session	Closed Session	
	IV.	G.L. c. 112, § 65C Session	Closed Session	
10:00 a.m.	V.	Approval of Minutes A. April 11, 2012 Regularly Scheduled Meeting B. April 11, 2012 Adjudicatory Session C. April 11, 2012 65C Session D. May 9, 2012 Board Retreat Meeting	Minutes Minutes Minutes Minutes	

Item #	Item	Exhibits	Staff Contact
VI.	Reports A. Chairperson and Board Members' Reports B. Executive Director's Report C. Staff Report 1. Deputy Executive Director 2. Policy and Research 3. Practice 4. Education 5. Complaint Resolution 6. SARP	none report report report report report report report	RH CR CS LT JMP AF/HC VI/DM
VII.	Consensus A. NCSBN Update B. Coalition for the Prevention of Medical Errors Update C. Quarter 1, 2012 NCLEX Reports	Memo Apr/May 2012 Coalition Report and Minutes from Mar/Apr 2012 Summary report	LT LT JMP
VIII.	Requests for License Reinstatement 1. J. Condon, LN47454; NUR-2011-0009 2. G. Davey, RN211518; RN-05-105 3. R. Montgomery, RN223266; RN-99-162 4. M. Almanas, RN192627; NUR-2011-0200 5. R. Desire, RN197656; NUR-2010-0250	Request memo Request memo Request memo Request memo Request memo	TW/VB TW/VB TW/VB TW/VB TW/VB

	Item #	Item	Exhibits	Staff Contact
1:30 p.m.	X.	Revision to Board Regulations A. 244 CMR 10.00 Inclusive of Chapter 24 of the Acts of 2012 - Update B. 244 CMR 6.00 Approval of Nursing Education Programs - Update	Memo, Chart, Proposed Regulations Memo	LT JMP
	XI.	Education A. 244 CMR 6.06(1) Site Survey, North Shore Community College Practical Nurse Program B. 244 CMR 6.06(1) Waiver Application: 1. University of Massachusetts Boston Baccalaureate Degree Registered Nurse Program 2. Massachusetts College of Pharmacy and Health Sciences Baccalaureate Degree Registered Nurse Program	Compliance report Compliance report Compliance report	JMP JMP JMP
	XII.	FY 13 Board Officers Election Results	Verbal report	RH
	XIII.	Revision to Board Policies SARP Policy 99-03, Participant Body Fluid Monitoring	Memo	VPB
	XIV.	NCSBN 2012 Delegate Assembly – Summary of Recommendations and Appointment of Delegates	Memo and NCSBN Summary	CS/CR
	XV.	Announcements/Other		
2:00 p.m.	XVI.	Adjournment		

**COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION IN NURSING**

239 Causeway Street, Room 417A
Boston, MA 02114

**Minutes of the Regularly Scheduled Board Meeting
Wednesday, June 13, 2012**

Board Members Present

S. Kelly, RN/NP, Chair
K. Gehly, RN/NP, Vice Chair
P. Gales, RN (in at 9:14 am)
J. Killion, LPN
B. Levin, RN
C. Lundeen, RN
E. Richard Rothmund, Public Member
J. Roy, RN (in at 9:22 a.m.)
C. Simonian, PharmD, RPh
C. Tebaldi, RN/NP

Board Members Not Present

M. Beal, RN/NM
A. Peckham, RN

Board Staff Present

R. Harb, RN, Executive Director
V. Berg, JD, Board Counsel
H. Cambra, RN, JD, Complaint Resolution Coordinator
A. Fein, RN, JD, Complaint Resolution Coordinator
V. Iyawe, RN, SARP Coordinator
D. McLellan, RN, SARP Coordinator
J. Pelletier, RN, Nursing Education Coordinator
C. Robertson, RN, Deputy Executive Director
C. Silveira, RN, Assistant Director for Policy and Research
M. Strachan, JD, Board Counsel
L. Talarico, RN/NP, Nursing Practice Coordinator
T. Westgate, Paralegal

Board Staff Not Present

Guests

See attached list.

TOPIC:

Call to Order and Introductions

DISCUSSION:

Ms. Harb welcomed two newly appointed Board members to the following seats: Barbara Levin, RN, BSN, RN Direct Care and Pat Gales, RN, MSN, Educator – LPN program. A quorum of the Board was present.

ACTION:

At 9:05 a.m., S. Kelly, Chairperson, called the June 13, 2012 Regularly Scheduled Board Meeting to order.

TOPIC:

Approval of the Agenda

DISCUSSION:

Staff requested that the following agenda items be transferred to the 65C Agenda:

- IX. A. (10) K. Robbins, RN229262, NUR-2011-0211
- IX. A. (18) C. Lecompte, RN/NP152010, NUR-2012-0013

Staff requested that the following agenda items be deferred:

X. A. 244 CMR 10.00 Inclusive of Chapter 24 of the Acts of 2012 - Update

X. B. 244 CMR 6.00 Approval of Nursing Education Programs -- Update

Staff requested that agenda item IX 17 Complaint number be changed to read M. Kayongo, NUR-2012-0034

ACTION:

Motion by E. R. Rothmund, seconded by K. Gehly, and unanimously passed to approve the agenda as revised.

TOPIC:

Adjudicatory Session

DISCUSSION:

None

ACTION:

Motion by E. R. Rothmund, seconded by J. Killion, and unanimously passed by roll call vote to go into Adjudicatory Session at 9:12 a.m. to discuss decisions in pending adjudicatory matters.

Adjudicatory Session 9:12 a.m. to 9:31 a.m.

TOPIC:

G.L. c. 112, s. 65C Session

DISCUSSION:

None

ACTION:

Motion by E. R. Rothmund, seconded by C. Tebaldi, and unanimously passed by roll call vote to go into G.L. c. 112, s. 65C Session at 9:32 a.m. to discuss negotiated settlements of complaints.

G.L. c. 112, s. 65C Session 9:32 a.m. to 10:20 a.m.

RECESS 10:20 a.m. to 10:30 a.m.

TOPIC:

Approval of Minutes:

1. Approval of the Minutes of the April 11, 2012, Regularly Scheduled Board Meeting
2. Approval of the Minutes of the April 11, 2012, Adjudicatory Session
3. Approval of the Minutes of the April 11, 2012, 65C Session
4. Approval of the Minutes of the May 9, 2012, Board Retreat Meeting

DISCUSSION:

None

ACTION:

Motion by E. R. Rothmund, seconded by K. Gehly, and unanimously passed to accept the Minutes of the April 11, 2012, Regularly Scheduled Board Meeting.

Motion by J. Killion, seconded by K. Gehly, and unanimously passed to accept the Minutes of the April 11, 2012, Adjudicatory Session.

Motion by E. R. Rothmund, seconded by K. Gehly, and unanimously passed to accept the Minutes of the April 11, 2012, 65C Session.

Motion by J. Killion, seconded by Catherine Simonian, and unanimously passed to accept the Minutes of the May 9, 2012, Board Retreat Meeting

TOPIC:

Reports

- A. Chairperson and Board Members' Reports
- B. Executive Director's Report
- C. Staff Reports
 1. Deputy Executive Director
 2. Associate Director for Policy and Research
 3. Practice
 4. Education
 5. Complaint Resolution
 6. SARP

DISCUSSION:

- A. Chairperson and Board Members Reports:
- B. Executive Director's Report: Board members reviewed R. Harb's previously distributed report
- C. Staff Reports:
 1. Board members reviewed C. Robertson's previously distributed report
 2. Board members reviewed C. Silveira's previously distributed report
 3. Board members reviewed L. Talarico's previously distributed report.
 4. Board members reviewed J. Pelletier's previously distributed report.
 5. Board members reviewed A. Fein's and H. Cambra's previously distributed report.
 6. Board members reviewed V. Iyawe's and D. Mclellan's previously distributed report

ACTION:

- A. So noted.
- B. So noted.
- C. So noted.

TOPIC:

Consensus Agenda

- A. NCSBN Update
- B. Coalition for the Prevention of Medical Errors Update
- C. Quarter 1, 2012 NCLEX Reports

DISCUSSION:

- A. Board members reviewed L. Talarico's previously distributed report.
- B. Board members were provided the latest report and minutes from the Coalition for the Prevention of Medical Errors.
- C. Quarter 1, 2012 NCLEX Reports

ACTION:

- A. Accepted by consensus
- B. Accepted by consensus
- C. Accepted by consensus

TOPIC:

Requests for License Reinstatement

- 1. **J. Condon, LN47454; NUR-2011-0009**
- 2. **G. Davey, RN211518; RN-05-105**
- 3. **R. Montgomery, RN223266; RN-99-162**
- 4. **M. Almanas, RN192627; NUR-2011-0200**
- 5. **R. Desire, RN197656; NUR-2010-0250**

DISCUSSION:

Board members reviewed T. Westgate's previously distributed memos which identified the Licensee's previous conduct, admissions, Board action and licensee's compliance with reinstatement terms

ACTION:

- 1. **J. Condon, LN47454; NUR-2011-0009;** Motion by E. R. Rothmund, seconded by J. Killion, and unanimously voted to reinstate the Licensee's license on the condition that she enters into a standard consent agreement for Probation for one (1) year and properly renews her nursing license.
- 2. **G. Davey, RN211518; RN-05-105;** Motion by C. Simonian, seconded by J. Killion, and unanimously voted to reinstate the Licensee's license on the condition that she enters into a standard consent agreement for Probation for one (1) year and properly renews her nursing license.
- 3. **R. Montgomery, RN223266; RN-99-162;** Motion by K. Gehly, seconded by M. J. Roy, and unanimously voted to reinstate the Licensee's license without conditions as she has been working as a nurse in another state and has submitted positive employer evaluations.
- 4. **M. Almanas, RN192627; NUR-2011-0200;** Motion by E. R. Rothmund, seconded by P. Gales, and unanimously voted to reinstate the Licensee's license on the condition that she

enters into a standard consent agreement for Probation for one (1) year and properly renews her nursing license.

5. **R. Desire, RN197656; NUR-2010-0250;** Motion by J. Killion, seconded by C. Simonian, and unanimously voted to reinstate the Licensee's license on the condition that she enters into a standard consent agreement for Probation for six (6) months and properly renews her nursing license.

TOPIC:

Resolution of Pending Board Complaints and Staff Assignments

A. Resolution of Pending Board Complaints

1. S. Lubega, RN276938, NUR-2011-0207
2. C. Rivera, LN85567, NUR-2011-0225
3. J. Handren, RN177486, NUR-2011-0265
4. N. Kasongo, LN66167, NUR-2012-0039
5. F. Kimani, LN64172, NUR-2012-0038
6. M. Ahr, RN153868, NUR-2012-0050
7. J. Doyle-Borden, LN69081, NUR-2012-0057
8. K. Hamley, RN283473, NUR-2011-0134
9. G. Kirkland, RN2269357, NUR-2012-0040
10. K. Robbins, RN229262, NUR-2011-0211
11. J. Averill, RN232982, NUR-2011-0229
12. N. Rousseau, LN86036, NUR-2012-0067
13. E. Daley, RN2259905, NUR-2011-0281
14. K. Thibault, RN229362, NUR-2012-0026
15. M. Jones, RN272110, NUR-2012-0025
16. D. Parr, LN55152, NUR-2012-0006
17. M. Kayongo, LN86409, NUR-2012-0034
18. C. Lecompte, RN/NP152010, NUR-2012-0013

B. Resolution of Pending Board Staff Assignments

1. R. Beavis, LN50999, SA-INV-1260
2. K. Pagano, RN278192, SA-INV-2307
3. M. Sullivan, RN/NP132867, SA-INV-2343
4. J. Rollock-Durette, RN/PC128919, SA-INV-2512
5. A. Wilson, LN66859, SA-INV-2221

DISCUSSION:

Compliance Officers and the Complaint Resolution Coordinators presented their previously distributed Investigative Reports for Board Review and Action together with relevant clarifications, supplemental information and revised Complaint Resolution Coordinators' recommendations as necessary, if any.

ACTION:

A. Resolution of Pending Board Complaints

1. **S. Lubega, RN276938, NUR-2011-0207** – C. Lundeen recused herself and left the room prior to the Compliance Officer's presentation. Motion by K. Gehly and seconded by E.R. Rothmund and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered SARP if determined eligible or a STANDARD CONSENT AGREEMENT FOR SURRENDER of her RN license for an indefinite period with reinstatement requirements that also include the

standard either/or substance abuse related requirements, standard criminal activity related requirements, documentation of successful completion of six (6) contact hours on Medication Administration and Documentation in Nursing that includes the topic of Medication Error Reduction, three (3) contact hours in Pain Management in Nursing, three (3) contact hours on Legal and Ethical Aspects of Nursing and three (3) contact hours in Critical Thinking and Judgment in Nursing Practice.

2. C. Rivera, LN85567, NUR-2011-0225 – Motion by E.R. Rothmund and seconded by K. Gehly and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered the following:
 - a. If the Licensee submits an affidavit acceptable to the Board verifying that she has reviewed and understands the Board's Advisory Ruling No. 9324, Verification of Orders, DISMISS this complaint without prejudice with a *NON-DISCIPLINARY CAUTION* that all licensed nurses are required to adhere to the standards of nursing practice that require a nurse to ensure, among other criteria, that orders (whether verbal, electronic, written, or standing orders) originate from an authorized prescriber.
 - b. A STANDARD CONSENT AGREEMENT for a *NON-DISCIPLINARY STAYED PROBATION* of her LPN license for six (6) months that incorporates the Board's standard probation agreement requirements regarding practice setting restrictions, supervisor verification, supervision and performance evaluations, active practice and continuing education related conditions, as well as an affidavit acceptable to the Board verifying that she has reviewed and understands the Board's Advisory Ruling No. 9324, Verification of Orders..
3. J. Handren, RN177486, NUR-2011-0265 – Motion by E.R. Rothmund and seconded by P. Gales and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered SARP if determined eligible or a STANDARD CONSENT AGREEMENT FOR SURRENDER of his RN license for an indefinite period with reinstatement requirements that also include the standard either/or substance abuse related requirements, a standard medical evaluation, a standard mental health evaluation (that may be incorporated in the addictionologist evaluation if the Licensee obtains this alternative), the standard criminal activity related requirements, documentation of his successful completion of six (6) contact hours on Documentation in Nursing, six (6) contact hours on Legal and Ethical Aspects of Nursing and six (6) contact hours on Critical Thinking and Judgment in Nursing Practice, and a standard POST-SURRENDER PROBATION for at least one (1) year.
4. N. Kasongo, LN66167, NUR-2012-0039 – Motion by E.R. Rothmund and seconded by C. Lundeen and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered a STANDARD CONSENT AGREEMENT for a *NON-DISCIPLINARY STAYED PROBATION* of her LPN license for one (1) year that incorporates the Board's standard probation agreement requirements regarding practice setting restrictions, supervisor verification, supervision and performance evaluations, active practice and continuing education related conditions, as well as documentation of her successful completion of six (6) contact hours on Prevention, Recognition and Reporting and of Patient Abuse in Nursing, three (3) contact hours on Legal and Ethical Aspects of Nursing, and three (3) contact hours on Critical Thinking and Judgment in Nursing Practice, and an affidavit from the Licensee attesting that she understands and adheres to the reporting requirements in M.G.L. c. 111, § 72G and M.G.L. c. 19A, § 15, among other legal reporting obligations of a licensed nurse.

5. F. Kimani, LN64172, NUR-2012-0038 – Motion by E.R. Rothmund and seconded by J. Killion and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered a STANDARD CONSENT AGREEMENT for a *NON-DISCIPLINARY* STAYED PROBATION of her LPN license for one (1) year that incorporates the Board's standard probation agreement requirements regarding practice setting restrictions, supervisor verification, supervision and performance evaluations, active practice and continuing education related conditions, as well as documentation of her successful completion of six (6) contact hours on Prevention, Recognition and Reporting and of Patient Abuse in Nursing, three (3) contact hours on Legal and Ethical Aspects of Nursing, and three (3) contact hours on Critical Thinking and Judgment in Nursing Practice, and an affidavit from the Licensee attesting that she understands and adheres to the reporting requirements in M.G.L. c. 111, § 72G and M.G.L. c. 19A, § 15, among other legal reporting obligations of a licensed nurse.
6. M. Ahr, RN153868, NUR-2012-0050 – Motion by C. Simonian and seconded by J. Killion and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered a STANDARD CONSENT AGREEMENT FOR SUSPENSION of her RN license for at least six (6) months with reinstatement requirements that also include documentation of her successful completion of six (6) contact hours on Medication Administration and Documentation in Nursing that also includes the topic of Medication Error Reduction, three (3) contact hours on Legal and Ethical Aspects of Nursing, three (3) contact hours on Critical Thinking and Judgment in Nursing Practice, six (6) contact hours on Head to Toe Patient Assessment Skills in Nursing, and a standard POST-SUSPENSION PROBATION for at least one (1) year..
7. J. Doyle-Borden, LN69081, NUR-2012-0057 – Motion by E.R. Rothmund and seconded by K. Gehly and voted unanimously to DISMISS the complaint without prejudice with a *NON-DISCIPLINARY* CAUTION that all nurses licensed by the Board are required to adhere to Board regulations at 244 CMR 9.03 (3)(a) prohibiting nursing practice after license expiration; at 244 CMR 9.03 (27) requiring written notice to the Board of a nurse's address change within 30 days of such change; 244 CMR 9.03 (30) prohibiting nursing practice under a name different from the name listed on a nurse's nursing license issued by the Board; and 244 CMR 5.02 and 5.05 requiring licensed nurses to complete fifteen contact hours of continuing education for each two year license renewal period, to maintain an authenticated record of the number of contact hours of required continuing education offerings completed during at least their prior two consecutive license renewal periods, and to submit evidence of their completion of the required continuing education upon request of the Board.
8. K. Hamley, RN283473, NUR-2011-0134– Motion by J. Killion, seconded by K. Gehly and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered SARP if determined eligible or a STANDARD CONSENT AGREEMENT FOR SURRENDER of her RN license for an indefinite period with reinstatement requirements that also include the standard either/or substance abuse related requirements, standard criminal activity related requirements, documentation of successful completion of six (6) contact hours on Medication Administration and Documentation in Nursing that includes a component on maintaining the security of controlled substances, three (3) contact hours on the Principles of Nursing Leadership, three (3) contact hours on Legal and Ethical Aspects of Nursing, and (3) contact hours on Critical Thinking and Judgment in Nursing Practice. The surrender period to be followed by a STANDARD POST-SURRENDER PROBATION for one (1) year.
9. G. Kirkland, RN2269357, NUR-2012-0040– Motion by E.R. Rothmund, seconded by J. Roy and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC

and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered SARP if determined eligible or a STANDARD CONSENT AGREEMENT FOR SURRENDER of her RN license for an indefinite period with reinstatement requirements that also include the standard either/or substance abuse related requirements, documentation of her successful completion of six (6) contact hours on Medication Administration and Documentation in Nursing the includes a component on maintaining security of controlled substances, six (6) contact hours on Preventing Medical Errors, and (3) contact hours on Critical Thinking and Judgment in Nursing Practice.

10. K. Robbins, RN229262, NUR-2011-0211 – Transferred to 65C session
11. J. Averill, RN232982, NUR-2011-0229 – Motion by M.J. Roy and seconded by K. Gehly and voted unanimously to DISMISS this complaint without prejudice as discipline is not warranted *provided that* A. Fein, CRC verifies that the Licensee submitted the documentation requested on 6/6/12 and that it substantiates that the Licensee's nursing practices including, but not limited to, his controlled substance related practices have been safe and competent without any instances of breakdown since his termination from BMC.
12. N. Rousseau, LN86036, NUR-2012-0067 – Motion by E.R. Rothmund and seconded by J. Killion and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered a STANDARD CONSENT AGREEMENT FOR PROBATION of her LPN license for at least one (1) year that also requires documentation of her successful completion of six (6) contact hours on Infection Control Practices in Nursing, six (6) contact hours on Wound Care and Treatment, three (3) contact hours on Professional Boundaries, three (3) contact hours on Patient Confidentiality and Privacy, three (3) contact hours on Legal and Ethical Aspects of Nursing and three (3) contact hours on Critical Thinking and Judgment in Nursing Practice.
13. E. Daley, RN2259905, NUR-2011-0281 - Motion by E.R. Rothmund, seconded by P. Gales and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered SARP if eligible or a STANDARD CONSENT AGREEMENT FOR SURRENDER of her RN license for a minimum of one (1) day with reinstatement requirements that also include the standard either/or substance abuse related requirements, the standard criminal activity related requirements, documentation of her successful completion of six (6) contact hours on Medication Administration and Documentation in Nursing, three (3) contact hours on Legal and Ethical Aspects of Nursing, three (3) contact hours on Pain Management in Nursing and three (3) on Critical Thinking and Judgment in Nursing Practice.
14. K. Thibault, RN229362, NUR-2012-0026 - C. Tebaldi recused herself and left the room prior to the Compliance Officer's presentation of the complaint. Motion by J. Killion and seconded by C. Lundeen and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered SARP if determined eligible or a STANDARD CONSENT AGREEMENT FOR SURRENDER of her RN license for an indefinite period with reinstatement requirements that also include the standard either/or substance abuse related requirements, standard mental health evaluation (that may be incorporated in the addictionologist evaluation if the Licensee obtains this alternative), documentation of her successful completion of six (6) contact hours on Medication Administration and Documentation in Nursing including a component on maintaining the security of controlled substances, three (3) contact hours on Pain Management in Nursing, and three (3) contact hours on Critical Thinking and Judgment in Nursing Practice. The surrender period to be followed by a STANDARD POST-SURRENDER PROBATION for two (2) years. Also, report this complaint to the New Hampshire Board of Nursing when appropriate, as it would directly relate to a provision in the Licensee's Probationary terms.

15. M. Jones, RN272110, NUR-2012-0025- Motion by P. Gales, seconded by C. Lundeen and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered a STANDARD CONSENT AGREEMENT FOR SUSPENSION of her RN license for an indefinite period with reinstatement requirements that also include documentation of her successful completion (which may include a passing grade) of Educational Global Technologies Online tutorial entitled "Physiology and Assessment: The Cardiac System", six (6) contact hours on Head to Toe Assessment, six (6) hours on Legal and Ethical Aspects of Nursing, three (3) contact hours on Time Management in Nursing, three (3) contact hours on Critical Thinking and Judgment in Nursing Practice, and in addition, submission to the Board of the fifteen (15) contact hours that was necessary for her 2008-2010 RN license renewal. The suspension period to be followed by a STANDARD POST-SUSPENSION PROBATION for one (1) year.
16. D. Parr, LN55152, NUR-2012-0006- Motion by E.R. Rothmund, seconded by P. Gales and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered a STANDARD CONSENT AGREEMENT FOR SUSPENSION of her LPN license for an indefinite period with reinstatement requirements that also include documentation of her successful completion of six (6) contact hours on Medication Administration and Documentation in Nursing, three (3) contact hours in the Care of the Hypertensive Patient, three (3) contact hours on Legal and Ethical Aspects of Nursing, three (3) contact hours on Time Management in Nursing and three (3) contact hours on Critical Thinking and Judgment in Nursing Practice, and in addition provide for the Board evidence of successful completion of the required thirty (30) contact hours for the past two renewal cycles. The suspension period to be followed by a standard PROBATION for one (1) year.
17. M. Kayongo, LN86409, NUR-2012-0034- Motion by E.R. Rothmund, seconded by K. Gelhy and voted unanimously to refer the complaint to the Office of Prosecutions for issuance of an OTSC and adjudication. Alternatively, in final settlement of this matter the Licensee may also be offered a STANDARD CONSENT AGREEMENT for a *NON-DISCIPLINARY* STAYED PROBATION of her LN license, for a six (6) month period that incorporates the Board's standard probation agreement requirements regarding practice setting restrictions, supervisor verification, supervision and performance evaluations, active practice and continuing education related conditions, as well as successful completion of six (6) contact hours on Medication Administration and Documentation, three (3) contact hours on Prevention of Medical Errors, and three (3) contact hours in Critical Thinking in Nursing.
18. C. Lecompte, RN/NP152010, NUR-2012-0013 -- Transferred to 65C session

B. Resolution of Pending Board Staff Assignments

1. R. Beavis, LN50999, SA-INV-1260 -- Motion by P. Gales and seconded by B. Levin and voted unanimously that if reliable substantiation can be obtained from the witness to the Licensee's administration of insulin to a patient through his clothing, CLOSE this Staff Assignment and OPEN a complaint. Otherwise, in the absence of such substantiation, CLOSE this Staff Assignment without further action based on insufficient evidence to substantiate the alleged practice related breakdown by the Licensee
2. K. Pagano, RN278192, SA-INV-2307 -- Motion by C. Lundeen and seconded by P. Gales and voted unanimously to CLOSE the Staff Assignment without further action as a complaint is not warranted based on consideration of all the circumstances presented.
3. M. Sullivan, RN/NP132867, SA-INV-2343- C. Tebaldi recused herself and left the room prior to the Compliance Officer's presentation of the staff assignment. Motion by K. Gehly, seconded by C. Simonian and voted unanimously to CLOSE the Staff Assignment without further action based

on insufficient evidence to substantiate practice related breakdown by the Licensee and that she violated any regulations governing her nursing practice.

4. J. Rollock-Durette, RN/PC128919, SA-INV-2512- Motion by E.R. Rothmund, seconded by J. Killion and voted unanimously to CLOSE the Staff Assignment without further action based upon the Licensee's acknowledgment of her breakdown, her 37 years of advanced practice without any reported issues, and confirmation by her supervising psychiatrist of her sound clinical and professional decision making.
5. A. Wilson, LN66859, SA-INV-2221 – Motion by E.R. Rothmund and seconded by B. Levin and voted unanimously to CLOSE the Staff Assignment without further action based on insufficient evidence to substantiate practice related breakdown by the Licensee or that she violated any legal requirements governing her practice.

LUNCH RECESS 12:25 p.m. – 1:04 p.m.

TOPIC:

Revision to Board Regulations

- A. 244 CMR 10.00 Inclusive of Chapter 24 of the Acts of 2012 - Update
- B. 244 CMR 6.00 Approval of Nursing Education Programs – Update

DISCUSSION:

- A. Deferred
- B. Deferred

ACTION:

- A. Deferred
- B. Deferred

TOPIC:

Education

- A. 244 CMR 6.06(1) Site Survey, North Shore Community College Practical Nurse Program
- B. 244 CMR 6.06(1) Waiver Application:
 1. University of Massachusetts Boston Baccalaureate Degree Registered Nurse Program
 2. Massachusetts College of Pharmacy and Health Sciences Baccalaureate Degree Registered Nurse Program

DISCUSSION:

- A. Members reviewed J. Pelletier's previously distributed Compliance Report. D. Lampman, Program Administrator was present to answer member questions. Members noted that Students are highly motivated and express satisfaction with the Program and the administration of the school demonstrates a high degree of commitment to the program, the faculty, and the students.
- B. 1. Members reviewed J. Pelletier's previously distributed Compliance Report. Members noted that the program was granted continued accreditation by CCNE for ten years with the next evaluation in spring 2012.

B. 2. C. Simonian recused herself. Members reviewed J. Pelletier's previously distributed Compliance Report. Members noted that the program was granted continued accreditation by CCNE for ten years with the next evaluation in fall 2012.

ACTION:

A. Motion by K. Gehly, seconded by J. Killion, and unanimously voted to find continued compliance with 244 CMR 6.04(1) through (5) by the Practical Nurse Program, North Shore Community College, recommending the following to enhance the integrity of the program: Consider renaming the Nurse Education Program to accurately identify that it is the program that prepares and qualifies individuals to write the NCLEX-RN; Develop instructional processes for interdisciplinary collaboration between the practical nurse and registered nurse programs; noting verbal and nonverbal interactions between the nurse and other members of the health care team is a fundamental process integrated throughout the NCLEX-PN and NCLEX-RN examination; Develop a table demonstrating inclusion of core concepts (Communication, Critical Thinking, Cultural Competence, Caring Interventions, Pharmacotherapeutics, Nursing Process, Safety, Professional Behaviors, Nursing Informatics, and Evidence-based practice) through course goals to level objectives to insure consistency; Revise the course goals and level objectives to insure statements of achievement are at the same cognitive level; (i.e.: PNR 101 Goal #6 "Utilize therapeutic communication ...", related to Level I Objective #4, "Discuss basic communication techniques."); Revise clinical evaluation tools across the clinical nursing courses, insuring the language used in the clinical evaluation tool is consistent with the unit objective, course goals, level objectives and core concepts and provides for evaluation of achievement of all stated course goals; For internal consistency revise faculty job descriptions (F/T and P/T), specifically "Examples of Responsibilities/Duties", to include the evaluation of students by Full Time faculty; Insure internal consistency in the information provided to students regarding the Board's Good Moral Character requirement for licensure

B. 1. Motion by C. Simonian, seconded by K. Gehly and unanimously voted to Grant waiver of 244 CMR 6.06(1)(a) based on the findings of the Board-recognized accrediting agency in nursing, and the Program's Annual Reports to the Board.

B. 2. Motion by P. Gales, seconded by K. Gehly and unanimously voted to Grant waiver of 244 CMR 6.06(1)(a) based on the findings of the Board-recognized accrediting agency in nursing, and the Program's Annual Reports to the Board.

TOPIC: FY 13 Board Officers Election Results

DISCUSSION:

R. Harb announced the results of the election of Board officers for the FY 13 term of office:
Chairperson: Sandra Kelly; Vice-Chairperson: Kathy Gehly.

ACTION:

So noted

TOPIC: Revision to Board Policies: SARP Policy 99-03, Participant Body Fluid Monitoring

DISCUSSION:

V. Berg, Board counsel, D. McClellan, SARP Coordinator and V. Iyawe, SARP Coordinator reviewed their previously distributed memorandum with the Board members that identified and explained the proposed revision to SARP Policy 99-03: Participant Body Fluid Monitoring.

ACTION:

Motion by P. Gales, seconded by K. Gehly and passed unanimously to approve the revisions to SARP Policy 99-03: Participant Body Fluid Monitoring as proposed.

TOPIC: NCSBN 2012 Delegate Assembly – Summary of Recommendations and Appointment of Delegates

DISCUSSION:

An overview of the previously distributed memo prepared by C. Robertson and C. Silveira was presented by Ms. Silveira. Ms. Robertson and Ms. Pelletier highlighted two recommendations made by the National Council of State Boards of Nursing (NCSBN) Board of Directors and the NCLEX Examination Committee to the 2012 Delegate Assembly: revisions to the NCSBN Model Practice Act and Rules proposed by the Model Act and Rules Committee, of which Ms. Robertson is a member; and the 2013 NCLEX-RN® Test Plan proposed by the NCLEX Examination Committee, of which Ms. Pelletier is a member.

ACTION:

Motion by P. Gales, seconded by C. Simonian, and unanimously passed to appoint C. Robertson and C. Silveira as the Massachusetts Delegates to the 2012 National Council of State Boards of Nursing Annual Meeting to be held August 7-10, 2012, in Dallas, Texas, directing them to vote in favor of:

- Adoption of the proposed revisions to the NCSBN Model Practice Act and Rules;
- Adoption of the Saskatchewan Registered Nurses' Association, the College of Licensed Practical Nurses of Nova Scotia and the Nursing Council of New Zealand as NCSBN Associate Members;
- Adoption of the proposed 2013 NCLEX-RN Test Plan; and
- Adoption of the 2012 Slate of Candidates.

TOPIC:

Adjournment

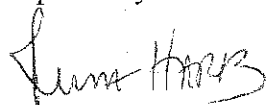
DISCUSSION:

None

ACTION:

Motion by E. R. Rothmund, seconded by J. Killion, and passed unanimously to adjourn the meeting at 2:05 p.m.

Respectfully submitted by:



Rula Harb, MS, RN, Executive Director
Board of Registration in Nursing

Reviewed by: Vita Berg, Board Counsel
Board of Registration in Nursing